

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THE TULALIP TRIBES, et al.,

Plaintiffs,

v.

KEVIN K. McALEENAN,¹ et al.,

Defendants.

Case No. 2:17-cv-652-MJP

STIPULATION AND ORDER TO EXTEND
DEADLINE FOR PLAINTIFFS' MOTION
FOR ATTORNEYS' FEES AND COSTS

NOTED ON MOTION CALENDAR:
FRIDAY, SEPTEMBER 27, 2019

Pursuant to LCR 10(g), Plaintiffs, the Tulalip Tribes and Suquamish Tribe, and Federal Defendants, U.S. Coast Guard, *et al.*, ("the Parties") jointly stipulate and request an order extending the deadline for Plaintiffs' motion for attorneys' fees and costs under 16 U.S.C. § 1540 (g)(4) by 31 days, from September 30, 2019 to October 31, 2019.

The Court granted the parties stipulated dismissal of this action without prejudice on July 9, 2019. Dkt. 45. That order also provided that Plaintiffs will file an application for attorneys' fees and costs under 16 U.S.C. § 1540 (g)(4) on September 30, 2019 "in the event efforts to resolve any such claim are not productive." *Id.* Since that time, the Parties have initiated, but have not yet completed, a good-faith effort to resolve Plaintiffs' claim for attorneys' fees and costs without the need to further involve the Court. The Parties believe that an

¹ The current officeholders are substituted as defendants. *See* Fed. R. Civ. P. 25(d).

1 additional 31 days will allow the parties to conclude those discussions. Accordingly, the Parties
2 stipulate and respectfully request an order extending the due date for any such motion until
3 October 31, 2019, in the event that their ongoing efforts to resolve these claims are not
4 productive.

5 Respectfully submitted this 27th day of September, 2019.

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7 Presented by:

8 /s/ Stephen D. Mashuda

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27 _____

28 STIPULATION TO EXTEND DEADLINE FOR FEE MOTION

Case No. 2:17-cv-652-MJP

1 /s/ John H. Martin*

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11 *Attorneys for Federal Defendants*

12 **Per e-mail authorization*

13 ORDER

14 *PURSUANT TO STIPULATION, IT IS SO ORDERED.*

15 Dated this _1st_ day of _October_, 2019.

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17 Marsha J. Pechman
18 United States Senior District Judge

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CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2019, I caused the foregoing to be filed and served upon counsel of record via the Court's CM/ECF filing system, which will send notice of such to all counsel of record.

September 27, 2019

/s/ Stephen D. Mashuda
STEPHEN D. MASHUDA